

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

COTTRELL L. BROADNAX,

Plaintiff,

vs.

FERNANDEZ, et al.,

Defendants.

1:22-cv-01223-GSA-PC

ORDER TO EITHER:

**(1) SUBMIT NEW, COMPLETED
APPLICATION TO PROCEED IN
FORMA PAUPERIS ON THE
COURT'S FORM;**

OR

**(2) PAY \$402.00 FILING FEE
IN FULL**

TWENTY-DAY DEADLINE

**ORDER FOR CLERK TO SEND
PLAINTIFF AN APPLICATION TO
PROCEED IN FORMA PAUPERIS**

Cottrell L. Broadnax ("Plaintiff") is a state prisoner proceeding *pro se* with this civil rights action pursuant to 42 U.S.C. § 1983. On August 31, 2022, Plaintiff filed the Complaint commencing this action, together with a motion to proceed *in forma pauperis* pursuant to 28 U.S.C. § 1915. (ECF Nos. 4, 6.) However, the motion to proceed *in forma pauperis* was not submitted on the court's form for a prisoner.

Accordingly, IT IS HEREBY ORDERED that:

1. The Clerk's Office shall send to plaintiff the attached form for application to proceed *in forma pauperis* for a prisoner;

2. Within thirty days of the date of service of this order, plaintiff shall submit the completed and signed application to proceed *in forma pauperis* for a prisoner, or in the alternative, pay the \$402.00 filing fee for this action.

3. Plaintiff is not required to submit another certified copy of his prison trust account statement; and

4. **Failure to comply with this order will result in dismissal of this action.**

IT IS SO ORDERED.

Dated: October 3, 2022

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE